



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atty. Docket No.: 67228-274933 (f/k/a 19059.010)

In re Application of:) Examiner: Lulit Semunegus
RICHARD J. BACON) Art Unit: 3641
Serial No.: 09/912,078) Confirmation No.: 3350
Filed: July 24, 2001)
For: CREATING IMBALANCED)
THRUST IN A CENTER LINE)
MOUNTED MULTI-ENGINE JET)
AIRCRAFT CONFIGURATION)
AND A METHOD OF USING)
IMBALANCED THRUST)

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APR 14 2004
GROUP 3600

CERTIFICATE OF MAILING	
I HEREBY CERTIFY THAT this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage via first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: <u>April 8, 2004.</u>	
FAEGRE & BENSON LLP	
 Michelle L. Wyss	

Mail Stop PETITION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT
PURSUANT TO 37 C.F.R. § 1.181(a)

Sir:

In response to the Notice of Abandonment mailed March 23, 2004, Applicant respectfully requests the Commissioner to withdraw the Examiner's holding of abandonment of the above-referenced patent application as the application is not in fact abandoned.

STATEMENT OF FACTS

A final Office Action was mailed by the United States Patent and Trademark Office (USPTO) in the above-referenced patent application on July 15, 2003. The undersigned responded to the final Office Action on January 15, 2004 (within the six-month statutory time period) by submitting the following papers to the USPTO via facsimile to (703) 872-9306:

1. Transmittal Form (1 page);
2. Notice of Appeal (1 page);

Atty. Docket No.: 67228-274933 (f/k/a 19059.010)
Serial No.: 09/912,078
Petition Dated: 04/08/2004
Reply to NOA: 03/23/2004

3. Petition for 3-month Extension of Time (1 page);
4. Fee Transmittal (1 page);
5. Credit Card Payment Form (1 page); and
6. Change of Correspondence Address (1 page).

A copy of the above documents are attached hereto as Appendix A, including the fax confirmation report and the USPTO Auto-Reply confirming timely receipt of such documents by the USPTO on January 15, 2004.

POINT TO BE REVIEWED

A Notice of Abandonment was mailed by the USPTO on March 23, 2004, indicating the above-referenced patent application was abandoned for failure to timely reply to the outstanding Office Action of July 15, 2003. The undersigned respectfully requests the Commissioner to review this holding of abandonment in view of the timely filing of a Notice of Appeal on January 15, 2004.

ACTION REQUESTED

The undersigned respectfully requests the Commissioner to withdraw the Examiner's holding of abandonment of the above-referenced patent application as the application is not in fact abandoned.

INVITATION FOR A TELEPHONE INTERVIEW

A USPTO representative, e.g., the Commissioner, the Examiner, or whomever may be delegated the task of acting on this Petition, is requested to call the undersigned at (303) 607-3633 if there remains any issue with withdrawing the erroneous holding of abandonment of the above-referenced patent application.

Atty. Docket No.: 67228-274933 (f/k/a 19059.010)
Serial No.: 09/912,078
Petition Dated: 04/08/2004
Reply to NOA: 03/23/2004

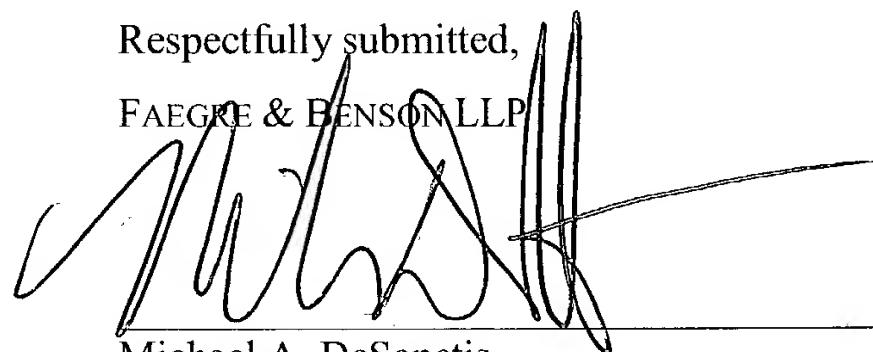
CHARGE OUR DEPOSIT ACCOUNT

Please charge any shortage to our Deposit Account No. **06-0029**.

Date: April 8, 2004

Respectfully submitted,

FAEGRE & BENSON LLP



Michael A. DeSanctis
Reg. No. 39,957
3200 Wells Fargo Center
1700 Lincoln Street
Denver, CO 80203
(303) 607-3633

DNVR1:60262089.02

APPENDIX A



Auto-Reply Facsimile Transmission

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TO: Fax Sender at 3036073600

Fax Information
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FROM: Michael A. DeSanctis (Faegre & Benson LLP - Customer No. 35657)	TELEPHONE: 303/607-3633		
DATE: January 15, 2004	TIME: 3:20 p.m. (Denver)		
NUMBER OF PAGES (including this page): 7	F&B FILE: 274933 REC:		
TO: U.S. Patent and Trademark Office	TELEPHONE: FAX: 703-872-9306		
MESSAGE			
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE			
Applicant(s): Richard J. Bacon	Atty. Docket No.: 67228-274933		
Title: Creating Imbalanced Thrust in a Center Line Mounted Multi-Engine Jet Aircraft Configuration and a Method of Using Imbalanced Thrust			
Serial No.: 09/912,078	Examiner: Semunegus, Lulu		
Filing Date: 07/24/2001	Group Art Unit: 3641 Confirmation No.: 3350		
CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.12			
I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE FAX NO 703-872-9306, on <u>JANUARY 15, 2004</u> .			
DANIELE E. VORIS (PERSON MAKING THE TRANSMISSION OR ATTORNEY OF RECORD)			
Attached Correspondence:	1) Transmittal Form (1 pg.) 2) Notice of Appeal (1 pg.) 3) Petition for 3-month Extension of Time (1 pg.) 4) Fee Transmittal (1 pg.) 5) Credit Card Payment Form (1 pg.) 6) Change of Correspondence Address (1 pg.)		
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PAGE 1/7 *RCVD AT 1/15/2004 5:18:37 PM [Eastern Standard Time] *SVR:USPTO-EFXRF-1/5 *DNIS:8729306 *CSID:3036073600 *DURATION (min:ss) 03:04			

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 www.faegre.com

FACSIMILE TRANSMISSION		TELEPHONE: 303/607-3633
FROM:	Michael A. DeSanctis (Faegre & Benson LLP - Customer No. 35657)	
DATE:	January 15, 2004	TIME: 3:20 p.m. (Denver)
TO:	U.S. Patent and Trademark Office	F&B FILE: 274933 REC: 703-872-9306
NUMBER OF PAGES (including this page):	7	TELEPHONE: FAX: 703-872-9306

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 Filing Date: 07/24/2001

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Examiner: Semunegus, Lulit
 Group Art Unit: 3641
 Confirmation No.: 3350

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE FAX NO 703-872-9306,
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DENISE E. VORIS

Denise C. Voris
 (PERSON MAKING THE TRANSMISSION OR ATTORNEY OF RECORD)

- Attached Correspondence:
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